

SCOTT N. SCHOOLS (SC 9990)
 United States Attorney
 JOANN M. SWANSON (CSBN 88143)
 Chief, Civil Division
 MELANIE L. PROCTOR (CSBN 228971)
 Melanie.Proctor@usdoj.gov
 Assistant United States Attorney

 450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102-3495
 Telephone: (415) 436-6730
 FAX: (415) 436-6927

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

RUSLAN V. BELKIN,)	No. C 07-3428 HRL
)	
Plaintiff,)	
)	
v.)	
)	
MICHAEL CHERTOFF, Secretary,)	STIPULATION TO DISMISS AND
Department of Homeland Security; EMILIO)	[PROPOSED] ORDER
T. GONZALEZ, Director, Citizenship and)	
Immigration Services; ROSEMARY)	
MELVILLE, District Director; FRANK)	
SICILIANO, Field Office Director;)	
ROBERT S. MUELLER, Director, Federal)	
Bureau of Investigation,)	
)	
Defendants.)	
)	

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action.

//

///

///

JOINT DISMISSAL
 C 07-3428 HRL

Each of the parties shall bear their own costs and fees.

Dated: September 21, 2007

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

/s/

MELANIE L. PROCTOR¹
Assistant United States Attorney
Attorneys for Defendants

Dated: September 20, 2007

/s/
CHRISTINA H. LEE
Attorney for Plaintiffs

ORDER

Pursuant to the stipulation of the parties, IT IS SO ORDERED.

Dated:

HOWARD R. LLOYD
United States Magistrate Judge

I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/S/) within this efiled document.